

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

FC 2010-003532

02/24/2012

HONORABLE THOMAS L. LECLAIRE

CLERK OF THE COURT

L. Bush

Deputy

IN RE THE MARRIAGE OF
NATASHA RENEE AHUMADA

NATASHA RENEE AHUMADA
3816 N 83RD AVE
#2029
PHOENIX AZ 85033

AND

RICHARD MANUEL HERNANDEZ II

RICHARD MANUEL HERNANDEZ II
5039 N. 57TH AVENUE
GLENDALE AZ 85301

DOCKET-FAMILY COURT CCC
FAMILY COURT SERVICES-CCC

Due to clerical error,

IT IS ORDERED *nunc pro tunc* approving and adopting the following Decree of
Dissolution of Marriage, **with an effective date of December 6, 2010**, and as follows:

DECREE OF DISSOLUTION OF MARRIAGE

THE COURT FINDS that at least one of the parties has been domiciled in the State of
Arizona for at least ninety (90) days immediately preceding the filing of the Petition for Dissolution;
that the conciliation provisions of A.R.S. §25-381.09 either do not apply or have been met; that the
marriage is irretrievably broken and there is no reasonable prospect for reconciliation; and that Wife
is not pregnant.

IT IS ORDERED dissolving the marriage of the parties and restoring each party to the
status of a single person upon the signing and filing of this minute entry as the Decree of
Dissolution of Marriage.

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To the extent it has the jurisdiction to do so, the Court has considered and made provisions for child custody, parenting time, spousal maintenance, child support, and division of property and debts.

SPOUSAL MAINTENANCE

THE COURT FINDS that neither party is requesting spousal maintenance and therefore neither party is entitled to spousal maintenance.

CHILD CUSTODY

THE COURT FINDS that the parties agree to joint legal custody of the minor children.

IT IS THEREFORE ORDERED that the parties are awarded joint legal custody of the minor children, Richard Manuel Hernandez III (DOB: 01/04/2005) and Isabella Melania Hernandez (DOB: 11/22/2006).

IT IS FURTHER ORDERED that Mother shall be designated as the primary residential parent.

Custody Terms

Parental Access To Records And Information- Both parents are entitled to have equal access to documents and other information concerning each child's education and physical, mental, moral and emotional health including medical, school, police, court and other records directly from the custodian of the records or from the other parent. A person who does not comply with a reasonable request shall reimburse the requesting parent for court costs and attorney fees incurred by that parent to force compliance with this subsection. A parent who attempts to restrict the release of documents or information by the custodian, without a prior court order, is subject to appropriate legal sanctions.

Educational Arrangements- Both parents have the right to participate in school conferences, events, and activities (including extra-curricular), and the right to consult with teachers and other school personnel.

Medical And Dental Arrangements- Both parents have the right to authorize emergency medical/dental treatment, if needed, and the right to consult with physicians and other medical practitioners. Both parents shall advise the other parent immediately of any emergency medical/dental care sought for each child, to cooperate on health matters pertaining to each child and to keep one another reasonably informed regarding the status of each child's health. Both

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parents shall keep each other informed as to names, addresses, and telephone numbers of all medical/dental care practitioners.

Parental Communication- It is in the furtherance of each child's best interests for the parents to confer and for the views of each parent to be considered. There shall be communication between the parents to address day-to-day and more significant issues. The parents shall develop their communication by utilizing e-mail as their primary method for communication. This shall afford a method that ensures both accountability and verifiability. Both parties shall maintain and regularly review their e-mail accounts. They shall each respond in a timely fashion, even if such response is merely to acknowledge the receipt of information. Each should print copies of all e-mails received and sent so that if an issue arises in the future that has been addressed through e-mail, each party shall have proof as to what was communicated.

Relocation- Neither parent shall relocate the residence of the children outside of the state of Arizona or to a distance greater than 100 miles from the current residential locations unless that parent first secures the written consent of the other or secures a court order authorizing the move.

Mediation Or Conciliation Services: The parties shall participate in mediation through a private mediator or through this Court's Conciliation Services to resolve any disputes, problems or proposed changes regarding this child custody order or parenting time before seeking further relief from the Court.

Decision Making Authority- It is anticipated that parental decisions shall be required for major issues in raising the children and in meeting on-going needs. If/when they arise, the parents shall address the issues. Each shall give good faith consideration to the views of the other and put forth best efforts to reach a consensus decision. If the decision involves medical or schooling issues, the parties may further elect to seek input from treating physicians or educators. Both parents shall be provided with such input.

PARENTING TIME

THE COURT FINDS that the parties agree to the following parenting time schedule:

IT IS ORDERED that Father shall have parenting time with the children as follows:

- Every week beginning on Wednesday, Father shall pick up the children when they get out of school, until Thursday morning before the children go to school. Father shall

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drop off the children at school, or at Mother's residence by 8:00 a.m. if the children are not in school.

- Every week beginning on Friday, Father shall pick up the children when they get out of school, until Sunday morning before the children go to church. Father shall drop off the children at Mother's residence before they go to church.

IT IS FURTHER ORDERED that the parties shall observe the following holiday schedule which shall supersede the regular parenting time schedule:

- Thanksgiving: Every year on Thanksgiving Day, Father shall have the children from 8:00 a.m. until 4:00 p.m. and Mother shall have the children after 4:00 p.m.
- Christmas Day: Mother shall have the children until 2:00 p.m. and Father shall have the children from 2:00 p.m. until December 26 at 8:00 a.m.
- Christmas Eve: Father shall have the children from 8:00 a.m. until 9:00 p.m. and Mother shall have the children after 9:00 p.m.
- Mother's Day: The children shall spend Mother's Day every year with Mother.
- Father's Day: The children shall spend Father's Day every year with Father from 8:00 a.m. until 9:00 p.m.

CHILD SUPPORT

IT IS ORDERED that Father shall pay to Mother **\$250.00 per month**, as and for child support, plus **\$5.00** per month as and for the Clearinghouse Handling Fee for a total of **\$255.00** per month, commencing **November 1, 2010**.

LET THE RECORD REFLECT an Order of Assignment is initiated electronically by the above-named deputy clerk.

Until the wage assignment becomes effective, it is the responsibility of the party obligated to pay child support to pay the support to **Support Payment Clearinghouse, P. O. Box 52107, Phoenix, Arizona 85072-2107**. The payment should show the case number and/or ATLAS case number and the name of the party paying support and the name of the party who will receive the payment.

IT IS FURTHER ORDERED that Father seek additional work in order to provide adequate support for the minor children. Further, Father shall keep Mother apprised of his work status and provide Mother periodic updates of his financial information, including earnings.

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IT IS FURTHER ORDERED that the parties are required to exchange income tax returns with one another each year.

PROPERTY

THE COURT FINDS that the parties have divided their personal property to the satisfaction of the other party. There is no real property pertaining to this case. Therefore,

IT IS ORDERED awarding to each party as his/her sole and separate property all personal property currently in his/her possession, subject to any liens and encumbrances thereon.

IT IS FURTHER ORDERED awarding to Mother as her sole and separate property the washer and dryer currently in storage, the bed and dresser set currently in storage, the table and chairs currently in storage, and the china dinnerware currently in storage.

RETIREMENT ACCOUNT

THE COURT FINDS that the parties agree to the following:

IT IS ORDERED that Respondent/Father shall pay to Petitioner/Mother \$474.00 for one-half of the value of Father's pension balance. Commencing December 31, 2010, Respondent/Father shall make monthly payments of \$79.33 per month to Petitioner/Mother on the last day of each month, for the next six months, until the total amount is paid. The payments are to be paid directly to Petitioner/Mother by money order.

TAX EXEMPTIONS

IT IS ORDERED that for income tax purposes that Father is entitled to claim Richard as a dependent all years.

IT IS FURTHER ORDERED that for income tax purposes that Mother is entitled to claim Isabella as a dependent all years.

MEDICAL EXPENSES

IT IS ORDERED that Father and Mother shall be equally (50%/50%) responsible for any unreimbursed medical, dental, or vision expenses incurred by either party on behalf of the minor children.

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FORMER NAME

Petitioner/Mother asks to have her name restored. Therefore,

IT IS ORDERED granting Mother's request to restore her name to her former name and directing the Clerk's Office to change the name on the caption for Petitioner from Natasha Renee Hernandez (DOB: 09/04/1980) to **Natasha Renee Ahumada**.

ATTORNEY'S FEES AND COSTS

IT IS ORDERED that each party shall bear their own attorney's fees and costs.

IT IS FURTHER ORDERED signing this minute entry as a formal written Decree of Dissolution of Marriage Order of the Court pursuant to Rule 81, Arizona Rules of Family Law Procedure.

/S/ JUDGE THOMAS L. LeCLAIRE

THOMAS L. LeCLAIRE
JUDGE OF THE SUPERIOR COURT

All parties representing themselves must keep the Court updated with address changes. A form may be downloaded at: <http://www.superiorcourt.maricopa.gov/SuperiorCourt/Self-ServiceCenter>.